

1 **THE AGUILERA LAW GROUP, APLC**

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10 Attorney for Plaintiff  
11 ST. PAUL MERCURY INSURANCE COMPANY

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

14 ST. PAUL MERCURY INSURANCE  
15 COMPANY, a Minnesota corporation

16 Plaintiff,

17 v.

18 AMERICAN SAFETY INDEMNITY  
19 COMPANY, an Oklahoma corporation; et  
20 al.,

21 Defendants.

Case No. 5:12-cv-05952-LHK

**STIPULATION TO DISMISS DEFENDANT  
OLD REPUBLIC INSURANCE COMPANY;  
[PROPOSED] ORDER**

Complaint Filed: November 21, 2012  
Trial Date: No Date Set

22 IT IS HEREBY STIPULATED by and between Plaintiff ST. PAUL MERCURY  
23 INSURANCE COMPANY ("ST. PAUL") and Defendant OLD REPUBLIC INSURANCE  
24 COMPANY ("OLD REPUBLIC") through their designated counsel that Defendant OLD  
25 REPUBLIC only be and hereby is dismissed without prejudice from the above-captioned action  
26 pursuant to FRCP 41(a)(1).

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Both Plaintiff ST. PAUL and Defendant OLD REPUBLIC further stipulate to bear their own costs and fees.

Dated: April 4, 2013

**THE AGUILERA LAW GROUP, APLC**

/s/ Scott La Salle

A. Eric Aguilera  
Scott La Salle  
Attorneys for Plaintiff ST. PAUL FIRE AND MARINE  
INSURANCE COMPANY

Dated: April 4, 2013

**BRANSON, BRINKOP, GRIFFITH & STRONG, LLP**

/s/ John R. Campo

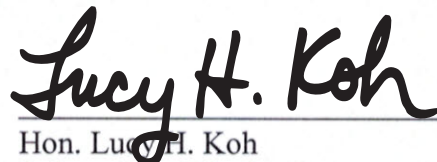
John R. Campo  
Attorneys for Defendant OLD REPUBLIC INSURANCE  
COMPANY

**ORDER**

Pursuant to stipulation of Plaintiff ST. PAUL and Defendant OLD REPUBLIC and good cause existing therefore,

**IT IS HEREBY ORDERED** that defendant OLD REPUBLIC only may be dismissed without prejudice, with each party to bear their own costs and fees.

Dated: April 8, 2013

  
Hon. Lucy H. Koh  
Judge of the District Court